

**DISPOSITION:** September 9, 1953. Default decree of condemnation and destruction.

**4195. Adulteration and misbranding of isopropyl alcohol rubbing compound.**

U. S. v. 199 Cases \* \* \*. (F. D. C. No. 35075. Sample No. 47435-L.)

**LIBEL FILED:** June 9, 1953, Northern District of Mississippi.

**ALLEGED SHIPMENT:** On or about May 11, 1953, by F. Uddo & Sons Co., from New Orleans, La.

**PRODUCT:** 199 cases, each containing 12 bottles, of *isopropyl alcohol rubbing compound* at Tupelo, Miss.

**LABEL, IN PART:** "Sure-Rub \* \* \* Isopropyl Rubbing Alcohol Compound Isopropyl Alcohol 70% \* \* \* Contents One Pint."

**NATURE OF CHARGE:** Adulteration, Section 501 (b), the article purported to be and was represented as "Isopropyl Alcohol Rubbing Compound," a drug the name of which is recognized in the National Formulary, an official compendium, and the strength of the article differed from the official standard since it contained less than 68 percent isopropyl alcohol, the minimum permitted by the standard.

Misbranding, Section 502 (a), the label statement "Isopropyl Alcohol 70%" was false and misleading as applied to the article, which contained 47.8 percent isopropyl alcohol.

**DISPOSITION:** October 9, 1953. Default decree of condemnation. The court ordered that the product be delivered to State institutions for their use and not for sale.

**4196. Adulteration and misbranding of rubber prophylactics. U. S. v. 16 Cases**

\* \* \*. (F. D. C. No. 35072. Sample No. 62945-L.)

**LIBEL FILED:** June 5, 1953, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about April 27, 1953, by the Killashun Sales Div., from Akron, Ohio.

**PRODUCT:** 16 cases, each containing 40 gross, of *rubber prophylactics* at St. Louis, Mo. Examination of samples of the product showed that 3.1 percent were defective in that they contained holes.

**LABEL, IN PART:** "X-Cello's Prophylactics Mfd. By The Killian Mfg. Co. Akron, Ohio."

**NATURE OF CHARGE:** Adulteration, Section 501 (c), the quality of the article fell below that which it purported and was represented to possess.

Misbranding, Section 502 (a), the label statements "Prophylactics" and "Sold for the Prevention of Disease Only" were false and misleading as applied to an article containing holes.

**DISPOSITION:** August 5, 1953. Default decree of condemnation and destruction.

**DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND MISLEADING CLAIMS\***

**4197. Misbranding of Hyzorbis tablets. U. S. v. 7 Bottles, etc. (F. D. C. No. 35340. Sample No. 55799-L.)**

**LIBEL FILED:** June 29, 1953, Western District of Pennsylvania.

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\*See also Nos. 4189, 4190, 4192-4196.

**ALLEGED SHIPMENT:** On or about March 6, April 22, and May 8, 1953, by Walker Corp. & Co., Inc., from Syracuse, N. Y.

**PRODUCT:** 7 1,000-tablet bottles and 5 2,000-tablet bottles of *Hyzorbis tablets* at Pittsburgh, Pa.

**LABEL, IN PART:** (Bottle) "Hy-Zorbis Gastro-Enteric Sedative \* \* \* Hyzorbis represents in each tablet Extract Hyoscyamus  $\frac{1}{4}$  gr. (16.2 mg.) (containing 0.0003875 gr. total alkaloids of Hyoscyamus), Bismuth Subcarbonate 2 gr. (129.6 mg.), Magnesium Trisilicate 2 gr. (129.6 mg.), Calcium Carbonate 1 gr. (64.8 mg.), Magnesium Carbonate 1 gr. (64.8 mg.) and Diastase  $\frac{1}{4}$  gr. (16.2 mg.)."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements on the bottle label of the article were false and misleading. The statements represented and suggested that the article was an adequate and effective treatment for disturbances of the gastrointestinal tract, such as gastroenteritis, mucous colitis, dysentery, diarrhea, and peptic and duodenal ulcers. The article was not an adequate and effective treatment for such conditions.

**DISPOSITION:** August 6, 1953. Default decree of condemnation. The court ordered that the product be delivered to a county institution.

**4198. Misbranding of Amerpol tablets. U. S. v. 4 Display Cartons \* \* \*.**  
(F. D. C. No. 35341. Sample No. 55141-L.)

**LABEL FILED:** June 29, 1953, Eastern District of Wisconsin.

**ALLEGED SHIPMENT:** On or about April 23, 1953, by Amerpol Associates, from Chicago, Ill.

**PRODUCT:** 4 display cartons, each containing 12 bottles, of *Amerpol tablets* at Milwaukee, Wis.

**LABEL, IN PART:** (Display carton) "Amerpol Tablets"; (bottle) "Amerpol Formula An aid for the relief of minor pains & aches due to medically diagnosed Arthritis, Rheumatism, Neuritis, Sciatica, Lumbago, Bursitis, Neuralgia and Sinus Headaches \* \* \* 100 Tablets \* \* \* Active Ingredients: Salicylamide, Calcium Succinate, Dalamine (brand of mixture of Magnesium Hydroxyaminoacetate and Aluminum Hydroxide). Also each tablet contains and supplies the following percentages for: 1 mg. Vitamin B<sub>1</sub> (Thiamin Chloride) 100% M.D.R. 5 mg. Vitamin C (Ascorbic Acid) 16% M.D.R."

**NATURE OF CHARGE:** Misbranding, Section 502 (a), certain statements on the bottle label and on an accompanying circular printed in Polish and entitled "Amerpol Tabletki \* \* \* Artretyzm i Reumatyzm," which were kept on a counter near a display of the above-mentioned product handy for handing out to customers, were false and misleading. These statements represented and suggested that the article was an adequate and effective treatment for arthritis, rheumatism, neuritis, sciatica, lumbago, bursitis, neuralgia, and sinus conditions, whereas the article was not an adequate and effective treatment for such conditions.

**DISPOSITION:** July 31, 1953. Default decree of condemnation and destruction.

**4199. Misbranding of Miracold device and Miracold drug. U. S. v. 58 Cartoned Devices, etc. (F. D. C. No. 35292. Sample No. 27434-L.)**

**LABEL FILED:** June 15, 1953, Northern District of California.

**ALLEGED SHIPMENT:** On or about January 9, February 7, and September 15, 1951, by Miracold, Inc., from Seattle, Wash.